12-29-04 09/927,285 CofC

Express Mail Label No. Dated: _____

Docket No.: 04168/100J672-US2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Jian-Qiang Fan et al.

Patent No.: 6,774,135 B2

Issued: August 10, 2004

For: METHOD OF ENHANCING LYSOSOMAL α-GALACTOSIDASE A

REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.322

ATTN: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Upon reviewing the above-identified patent, Patentee noted errors which should be corrected.

Claims 4-6 and 10-12

4-6 and 10-12 (previously numbered claims 13-15 and 19-20 in the corresponding application), the word "cell" should be inserted following the word "mammalian." This was a simple clerical error wherein the word was inadvertently omitted. The claims currently read, "A method of enhancing the activity of lysosomal α-galactosidase A in a *mammalian* comprising administering an effective amount of a compound..." Support for the correction is found within the specification at column 2, lines 27-29, which states, "It is a further object of the invention to provide a method of enhancing α-Gal A activity in mammalian cells, particularly in human cells."

Therefore, no new matter has been introduced, and there was no deceptive intent on the part of the Applicant.

Claim 4

In issued claim 4 (previously numbered claim 13) in column 12, text line 45, the claim reads "...wherein R_1 represents H; CH_3, or CH_2CH_3; and..." The first semicolon should be a comma. This correction not add new matter, since the Applicant listed the claim with the comma in the Amendment dated December 2, 2003 filed in response to the Office Action dated June 2, 2003 (Tab A). The previously numbered claim 13 was subsequently allowed in the Notice of Allowance dated December 31, 2003 (Tab B) and was issued as claim 4.

Claims 21- 23

Claims 21 and 23 contain a duplicated phrase which is not necessary. It recites that a method "*comprising administering an effective amount of a compound* comprising administering an effective amount of a compound..." One of these phrases should be removed so the claim recites this phrase only one time.

Claim 22 recites a method "*comprising administering an effective amount of a calystegine compound* comprising administering an effective amount of compound..." The former phrase, which references the calystegine compound, should be removed.

These errors were inadvertent and not made with deceptive intent.

Claims 34-36

Within the second line of each of issued claims 34-36, "a typical" should be replaced with the word "atypical". The Amendment dated December 2, 2003 (Tab A) recites the claims (previously numbered 43, 44, and 45, respectively) correctly. Thus, no new matter has been introduced.

Transmitted herewith are:

(1) a copy of the above identified Amendment and Express Mail Certificate; and

(2) a proposed Certificate of Correction Form PTO/SB/44 effecting the necessary Amendment; and

(3) the requisite fee.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment in fees to Darby & Darby Deposit Account No. 04-0100.

Patentee respectfully solicits the granting of the requested Certificate of Correction.

Dated: December 27, 2004

Respectfully submitted,

By _____

Stephanie R. Amoroso, Ph.D.
Registration No.: 51,401
DARBY & DARBY P.C.
P.O. Box 5257
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(212) 527-7700
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Attorneys/Agents For Applicant

PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/927,285
Filing Date	August 10, 2001
First Named Inventor	Jian-Qiang Fan
Art Unit	1623
Examiner Name	M. C. Henry
Total Number of Pages in This Submission	
Attorney Docket Number	04168/100J672-US2

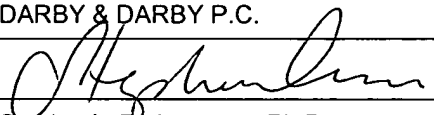
ENCLOSURES (*Check all that apply*)

- [x] Fee Transmittal Form
- [x] Fee Attached
- [ ] Amendment/Reply
- [ ] After Final
- [ ] Affidavits/declaration(s)
- [ ] Extension of Time Request
- [ ] Express Abandonment Request
- [ ] Information Disclosure Statement
- [ ] Certified Copy of Priority Document(s)
- [ ] Reply to Missing Parts/ Incomplete Application
- [ ] Reply to Missing Parts under 37 CFR 1.52 or 1.53
- [ ] Drawing(s)
- [ ] Licensing-related Papers
- [ ] Petition
- [ ] Petition to Convert to a Provisional Application
- [ ] Power of Attorney, Revocation Change of Correspondence Address
- [ ] Terminal Disclaimer
- [ ] Request for Refund
- [ ] CD, Number of CD(s) _____
- [ ] Landscape Table on CD
- [ ] After Allowance Communication to TC
- [ ] Appeal Communication to Board of Appeals and Interferences
- [ ] Appeal Communication to TC **(Appeal Notice, Brief, Reply Brief)**
- [ ] Proprietary Information
- [ ] Status Letter
- [x] Other Enclosure(s) (please Identify below):

Request for Certificate of Correction; Exhibit Tabs A-B; Certificate of Express Mailing; and Return Receipt Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DARBY & DARBY P.C.		
Signature			
Printed name	Stephanie R. Amoroso, Ph.D.		
Date	December 27, 2004	Reg. No.	51,401

Express Mail Label No. Dated: _____

PTO/SB/17 (10-03)
Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

[X] Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT ($) 100.00

Complete if Known	
Application Number	Patent#: 6,774,135 B2
Filing Date	Issued: August 10, 2004
First Named Inventor	Jian-Qiang Fan
Examiner Name	M. C. Henry
Art Unit	1623
Attorney Docket No.	04168/100J672-US2

METHOD OF PAYMENT *(check all that apply)*

[X] Check [ ] Credit Card [ ] Money Order [ ] Other [ ] None

[ ] Deposit Account:

Deposit Account Number: 04-0100

Deposit Account Name: Darby & Darby P.C.

The Director is authorized to: *(check all that apply)*

[ ] Charge fee(s) indicated below [X] Credit any overpayments

[ ] Charge any additional fee(s) or any underpayment of fee(s)

[ ] Charge fee(s) indicated below, **except for the filing fee** to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) ($) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

			Extra Claims	Fee from below	Fee Paid
Total Claims		-20** =			
Independent Claims		-3** =			
Multiple Dependent				=	

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) ($) 0.00

***or number previously paid, if greater; For Reissues, see above*

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge – late filing fee or oath	
1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for *ex parte* reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1811	100	1811	100	Request for Certificate of Correction	100.00
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) ($) 100.00

SUBMITTED BY				(Complete *(if applicable)*)	
Name (Print/Type)	Stephanie R. Amoroso, Ph.D.	*Registration No. (Attorney/Agent)*	51,401	*Telephone*	(212) 409-3790
Signature				*Date*	December 27, 2004

Express Mail Label No. Dated: _____

{W:\04168\100J672US2\00328584.DOC }

JAN 06 2005

Application No. (if known): 09/927,285 Attorney Docket No.: 04168/100J672-US2

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV382053748-US in an envelope addressed to:

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Alexandria, VA 22313-1450

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Date

Signature

B Peck
Typed or printed name of person signing Certificate

Registration Number, if applicable

(212) 527-7700
Telephone Number

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Certificate of Correction (2 pages)
Exhibit Tabs A-B
Fee Transmittal (1 page)
Transmittal Form (1 page)
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Return Receipt Postcard

Application No. (if known): 09/927,285 Attorney Docket No.: 04168/100J672-US2

Express Mail Certificate Under 37 CFR §1.10

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Alexandria, VA 22313-1450

on December 2, 2003
Date

D Davis
Signature

D. DAVIS
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Amendment (15 pages);

Terminal Disclaimer (1 page);

Amendment Fee Transmittal (1 page);

Petition And Extension of Time (1 page);

Fee Transmittal (1 page);

Check in the amount of $ 1432.00 and CHECK # 3434

Postcard

EXPRESS MAIL CERTIFICATE

Label No. _____

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Name (Print) _____ Signature _____

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Customer No.: 07278

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	09/927,285		
Applicant	:	Jian-Qiang Fan et al.	G.A.U.:	1623
Filed	:	August 10, 2001	Examiner:	Michael C. Henry
Title	:	METHOD OF ENHANCING LYSOSOMAL α-GALACTOSIDASE A	Docket No.:	04168/100J672-US2

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action of June 2, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 14 of this paper.

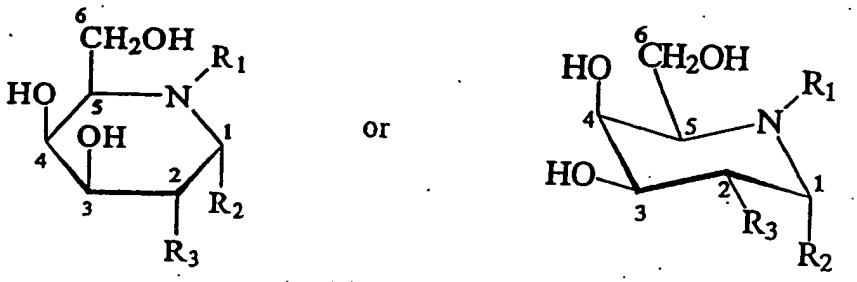
This listing of claims will replace all prior versions, and listings, of claims in the application:

IN THE CLAIMS

Please cancel claims 1-9. Please add new claims 10-48 as follows:

1-9. Canceled

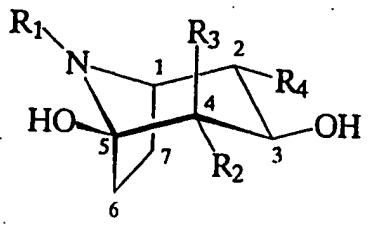
10. (new) A method of treating Fabry disease comprising administering to an individual in need thereof an effective amount of a compound of the formula:



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxyalkyl group.

11. (new) A method of treating Fabry disease comprising administering to an individual in need thereof an effective amount of a compound of the formula:



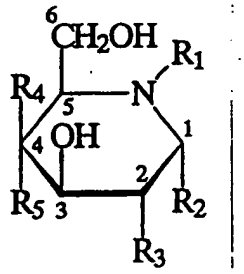
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

12. (new) A method of treating Fabry disease comprising administering to an individual in need thereof an effective amount of a compound of the formula:

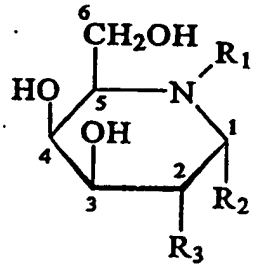


wherein R_1 represents H, CH_3, or CH_2CH_3;

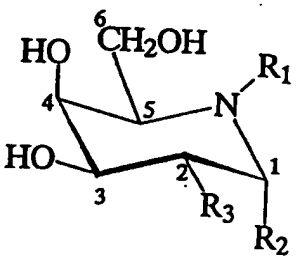
R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

13. (new) A method of enhancing the activity of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:



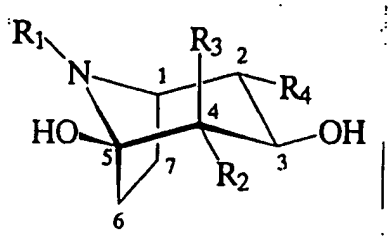
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxyalkyl group.

14. (new) A method of enhancing the activity of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:



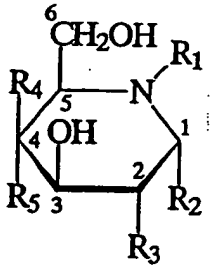
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

15. (new) A method of enhancing the activity of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:



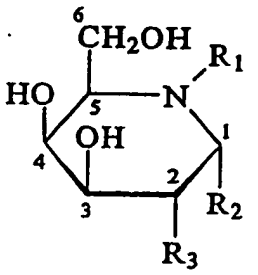
wherein R_1 represents H, CH_3, or CH_2CH_3;

R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

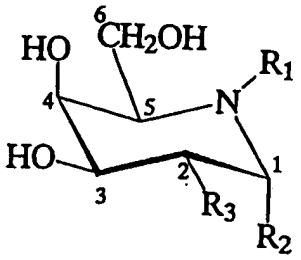
R_4 and R_5 independently represent H or OH.

16. (new) A method of stabilizing lysosomal α-galactosidase A in mammalian cells comprising administering an effective amount of a compound of formula:

16. (new) A method of stabilizing lysosomal α-galactosidase A in mammalian cells comprising administering an effective amount of a compound of formula:



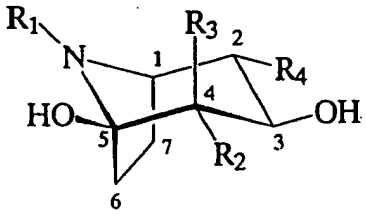
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxyalkyl group.

17. (new) A method of stabilizing lysosomal α-galactosidase A in mammalian cells comprising administering an effective amount of a compound of formula:



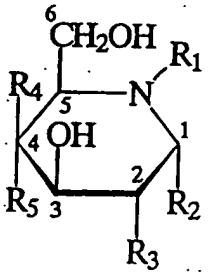
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

18. (new) A method of stabilizing lysosomal α-galactosidase A in mammalian cells comprising administering an effective amount of a compound of formula:

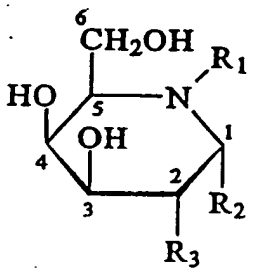


wherein R_1 represents H, CH_3, or CH_2CH_3;

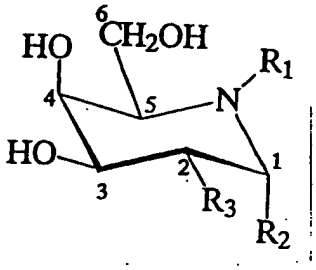
R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

19. (new) A method of preventing the degradation of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:



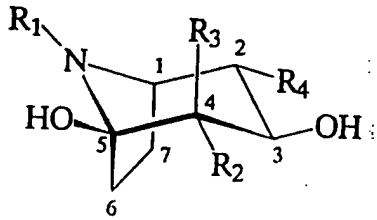
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxyalkyl group.

20. (new) A method of preventing the degradation of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:



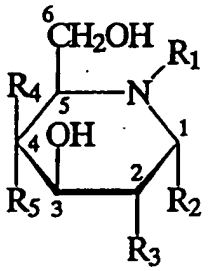
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: $R_1 = CH_3$, $R_2 = OH$, $R_3 = H$, $R_4 = H$.

21. (new) A method of preventing the degradation of lysosomal α-galactosidase A in a mammalian comprising administering an effective amount of a compound of the formula:

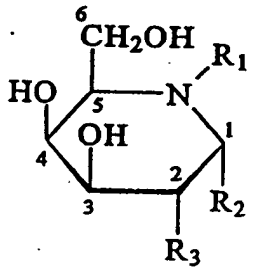


wherein R_1 represents H, CH_3, or CH_2CH_3;

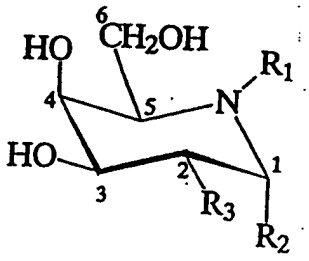
R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

22. (new) A method of preventing deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound of formula:



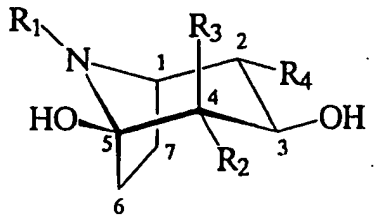
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxyalkyl group.

23. (new) A method of preventing deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a calystegine compound of formula:



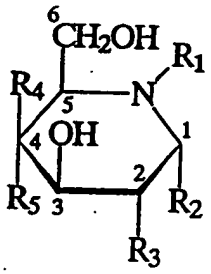
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

24. (new) A method of preventing deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound of formula:



wherein R_1 represents H, CH_3, or CH_2CH_3;

R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

25. (new) The method of claim 24, wherein the compound is selected from the group consisting of 1-deoxynojirimycin, 1-deoxygalactonojirimycin, α-homonojirimycin, 3,4-di*epi*-α-homonojirimycin, and 4-*epi*-fagomine.

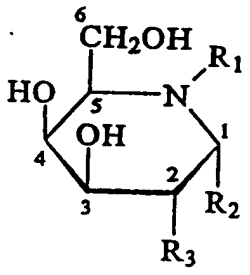
26. (new) The method of claim 25 wherein the compound is 1-deoxygalactonojirimycin.

27. (new) The method of claim 22, wherein the glycosphingolipids are predominantly ceramide trihexoside.

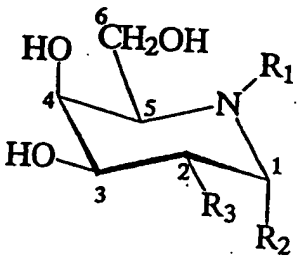
28. (new) The method of claim 23, wherein the glycosphingolipids are predominantly ceramide trihexoside.

29. (new) The method of claim 24, wherein the glycosphingolipids are predominantly ceramide trihexoside.

30. (new) A method of preventing renal failure associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound comprising administering an effective amount of a compound of formula:



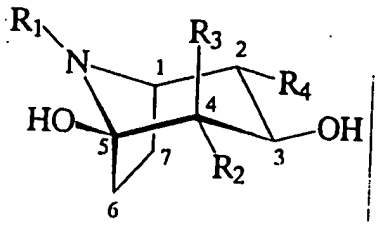
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxy-alkyl group.

31. (new) A method of preventing renal failure associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a calystegine compound comprising administering an effective amount of a compound of formula:



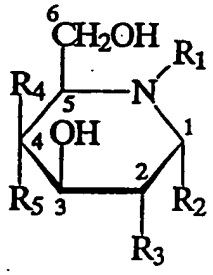
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

32. (new) A method of preventing renal failure associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound comprising administering an effective amount of a compound of formula:



wherein R_1 represents H, CH_3, or CH_2CH_3;

R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

33. (new) The method of claim 32, wherein the compound is selected from the group consisting of 1-deoxynojirimycin, 1-deoxygalactonojirimycin, α-homonojirimycin, , 3,4-di*epi*-α-homonojirimycin, and 4-*epi*-fagomine.

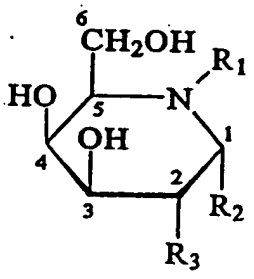
34. (new) The method of claim 33 wherein the compound is 1-deoxygalactonojirimycin.

35. (new) The method of claim 30, wherein the glycosphingolipids are predominantly ceramide trihexoside.

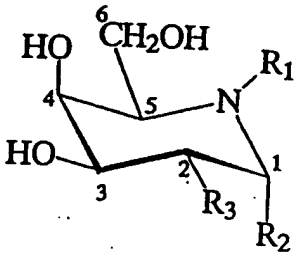
36. (new) The method of claim 31, wherein the glycosphingolipids are predominantly ceramide trihexoside.

37. (new) The method of claim 32, wherein the glycosphingolipids are predominantly ceramide trihexoside.

38. (new) A method of preventing premature myocardial infarctions and strokes associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound of formula:



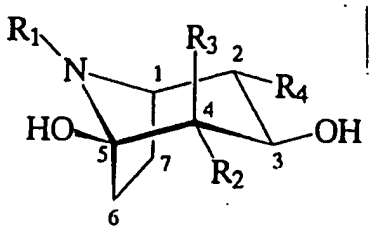
or



wherein R_1 represents H, CH_3, or CH_2CH_3; and

R_2 and R_3 independently represent H, OH, a simple sugar, a 1-3 carbon alkyl, alkoxyl, or hydroxy-alkyl group.

39. (new) A method of preventing premature myocardial infarctions and strokes associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound of formula:



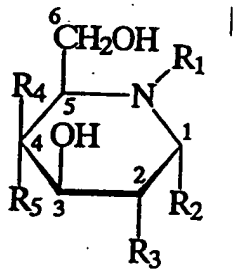
wherein for calystegine A_3: R_1= H, R_2=OH, R_3=H, R_4=H;

for calystegine B_2: R_1= H, R_2=OH, R_3=H, R_4=OH;

for calystegine B_3; R_1= H, R_2=H, R_3=OH, R_4=OH; and

for N-methyl-calystegine: R_1= CH_3, R_2=OH, R_3=H, R_4=H.

40. (new) A method of preventing premature myocardial infarctions and strokes associated with deposition of neutral glycosphingolipids in vascular endothelial cells in an individual in need thereof, comprising administering an effective amount of a compound of formula:



wherein R_1 represents H, CH_3, or CH_2CH_3;

R_2 and R_3 independently represent H, OH, a 1-6 carbon alkyl, hydroxyalkyl, alkoxy, or a simple sugar; and

R_4 and R_5 independently represent H or OH.

41. (new) The method of claim 40, wherein the compound is selected from the group consisting of 1-deoxynojirimycin, 1-deoxygalactonojirimycin, α-homonojirimycin, 3,4-di*epi*-α-homonojirimycin, and 4-*epi*-fagomine.

42. (new) The method of claim 41 wherein the compound is 1-deoxygalactonojirimycin.

43. (new) The method of claim 38, wherein the individual has the atypical variant form of Fabry disease.

44. (new) The method of claim 39, wherein the individual has the atypical variant form of Fabry disease.

45. (new) The method of claim 40, wherein the individual has the atypical variant form of Fabry disease.

46. (new) The method of claim 38, wherein the glycosphingolipids are predominantly ceramide trihexoside.

47. (new) The method of claim 39, wherein the glycosphingolipids are predominantly ceramide trihexoside.

48. (new) The method of claim 40, wherein the glycosphingolipids are predominantly ceramide trihexoside.

REMARKS/ARGUMENTS

Claims 10-48 are pending in this application. Claims 1-9 have been canceled. New claims 10 are added.

Support for new claims 10-12 can be found in the specification on pages 4-5 and in Examples 9 and 10 on page 18, and in Figure 2B and Figure 11.

Support for new claims 13-15 can be found in the specification on pages 4-5, and in Figures and figure descriptions for Figure 2A, Figure 3A-B, Figure 4A-C, Figure 7, Figure 10 and Figure 11. Support can also be found in Examples -4 on pages 13-15 and Example 8 on page 17.

Support for new claims 16-18 can be found in the specification on pages 4-5 and in the figure description of Figure 6 on page 6, and also in Example 5 on page 16.

Support for new claims 19-21 can be found in the specification on page 3, second full paragraph.

Support for new claims 22-24, 27-32, and 35-48 can be found in the specification at page 1, first full paragraph under the section entitled BACKGROUND OF THE INVENTION, and on pages 4-5.

Support for new claims 25-26 and 33-34 can be found in the specification on pages 4-5 and in Examples 1-3 and in Figures 1A-C.

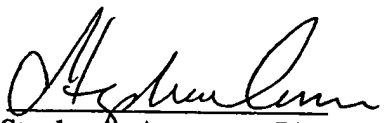
The examiner has rejected originally filed claims under the judicially created doctrine of obviousness-type double patenting for allegedly not being patentably distinct from the claims of commonly-owned U.S. Patent No. 6,274,597 to Fan et al. Although Applicants have canceled claims 1-9, new claims 10-21 are generic to, or claim similar subject matter as commonly-owned patents 6,274,597 and 6,583,158, and 6,599,919, to Fan et al. Accordingly, submitted here with is a terminal disclaimer over the above-identified patents, which should obviate any obviousness-type double patenting rejections.

Reconsideration and allowance of the claims is respectfully requested.

If the Examiner has any other issues or concerns, please contact the undersigned at the telephone number below.

Respectfully submitted,

Dated: June 11, 2003

By: 
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NOTICE OF ALLOWANCE AND FEE(S) DUE

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

12/31/2003

DUE: March 31, 2004

Docketed on 1/6 by DP for

Docketed without file ☐

Attorney SRA

EXAMINER	
HENRY, MICHAEL C	
ART UNIT	PAPER NUMBER
1623	

DATE MAILED: 12/31/2003

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/927,285	08/10/2001	Jian-Qiang Fan	2420/1J672US2	6863

TITLE OF INVENTION: METHOD OF ENHANCING LYSOSOMAL ALPHA-GALACTOSIDASE A

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	$1330 ✓	$300 ✓	$1630	03/31/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

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If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

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☐ Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

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PTOL-85 (Rev. 11/03) Approved for use through 04/30/2004.

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/927,285	08/10/2001	Jian-Qiang Fan	2420/1J672US2	6863

7590 12/31/2003

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

EXAMINER	
HENRY, MICHAEL C	
ART UNIT	PAPER NUMBER
1623	

DATE MAILED: 12/31/2003

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 144 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 144 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

PTOL-85 (Rev. 11/03) Approved for use through 04/30/2004.

PTO/SB/44 (07-03)
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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,774,135 B2

DATED : August 10, 2004

INVENTOR(S) : Jian-Qiang Fan; Satoshi Ishii

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Claim 4, line 2; insert the word "cell" in front of the word "mammalian."

Claim 4, at line 46: replace the first semicolon with a comma to read -- wherein R_1 represents H, CH_3, or CH_2CH_3; and --.

Claim 5, line 2; insert the word "cell" in front of the word "mammalian."

Claim 6, line 2; insert the word --cell-- in front of the word "mammalian."

Claim 10, line 2; insert the word --cell-- in front of the word "mammalian."

Claim 11, line 2; insert the word --cell-- in front of the word "mammalian."

Claim 12, line 2; insert the word --cell-- in front of the word "mammalian."

Claim 21: delete the first instance of the following --comprising administering an effective amount of a compound --

Claim 22: delete the phrase --administering an effective amount of a calystegine compound--

Claim 23: delete the first instance of the following --comprising administering an effective amount of a compound --

MAILING ADDRESS OF SENDER:
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P.O. Box 5257
New York, New York 10150-5257

PATENT NO.: 6,774,135 B2

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JAN 06 2005

Claim 34, line 2; replace "a typical" with -- atypical --.

Claim 35, line 2; replace "a typical" with -- atypical --.

Claim 36, line 2; replace "a typical" with -- atypical --.

MAILING ADDRESS OF SENDER:
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New York, New York 10150-5257

PATENT NO.: 6,774,135 B2

No. of additional copies: 1

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